

**LEGISLATIVE SERVICES AGENCY  
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**FISCAL IMPACT STATEMENT**

**LS 6240**

**BILL NUMBER:** HB 1018

**NOTE PREPARED:** Feb 5, 2004

**BILL AMENDED:** Feb 4, 2004

**SUBJECT:** Anatomical Gift Promotion Fund.

**FIRST AUTHOR:** Rep. Grubb

**BILL STATUS:** 2<sup>nd</sup> Reading - 1<sup>st</sup> House

**FIRST SPONSOR:**

**FUNDS AFFECTED:**     **GENERAL**  
                              **X DEDICATED**  
                              **FEDERAL**

**IMPACT:** State

**Summary of Legislation:** (Amended) This bill requires quarterly distribution of the money in the Anatomical Gift Promotion Fund to the Indiana Donation Alliance Foundation (IDAF) for the purpose of implementing an organ, tissue and marrow registry and to promote organ, tissue and marrow donation. The bill requires the IDAF to submit an annual report, including a list of expenditures, to the Legislative Council, the Senate Health Committee, and the House Public Health Committee. It requires the IDAF to notify the chairs of the legislative standing committees dealing with health issues if the IDAF loses its nonprofit status or ceases its affiliation with certain organizations. It also requires the chairs of the legislative standing committees dealing with health issues to recommend to the State Department of Health whether to continue distributions from the Anatomical Gift Promotion Fund to the IDAF. The bill extends the expiration date of the fund from June 30, 2004, to July 1, 2007.

**Effective Date:** Upon passage.

**Explanation of State Expenditures:** *See Explanation of State Revenues.*

**Explanation of State Revenues:** (Revised) This bill extends the expiration date of the Anatomical Gift Promotion Fund to July 1, 2007. It also requires that all money in the Fund be distributed to the Indiana Donation Alliance Foundation quarterly.

The Indiana Donation Alliance Foundation is a consortium of organ and tissue services in the state. Members include the:

Indiana Organ Procurement Organization.  
Indiana Lions Eye Bank.  
Community Tissue Services.

Indiana Cardiac Retrieval.  
St. Joseph Tissue Bank.  
American Red Cross Tissue Services.  
Children's Organ Transplant Association (COTA).

*Anatomical Gift Promotion Fund:* The Anatomical Gift Promotion Fund is maintained via donations of no less than \$1 by individuals who register their vehicles with the Bureau of Motor Vehicles. Monies collected by the Bureau are distributed monthly by the Auditor to the Fund which is administered by the State Department of Health. The Bureau may deduct administrative costs incurred as a result of collecting the donations. The table below shows the revenue and expenditures for the Anatomical Gift Promotion Fund.

| Year            | Revenue   | Expenditure | Balance   |
|-----------------|-----------|-------------|-----------|
| FY 2000         | \$313,029 | \$677,844   | \$314,076 |
| FY 2001         | \$234,566 | \$415,350   | \$133,292 |
| FY 2002         | \$202,160 | \$0         | \$335,452 |
| FY 2003         | \$202,516 | \$175,626   | \$362,342 |
| FY 2004*        | \$89,469  | \$70,280    | \$381,531 |
| * As of 2/04/04 |           |             |           |

The bill requires the Indiana Donation Alliance Foundation to submit an annual report, including a list of all expenditures, to the chairperson of the: (1) Legislative Council; (2) Senate Health Committee; and (3) House Public Health Committee; before January 15.

In addition, if the Indiana Donation Alliance Foundation (1) loses its status as an organization exempt from federal income taxation as a 501(c)(3), or (2) ceases its affiliation with at least three of the following organizations (a) American Red Cross Tissue Service, (b) Children's Organ Transplant Association, (c) Community Tissue Services, (d) Indiana Lions Eye & Tissue Transplant Bank, (e) Indiana Organ Procurement Organization, or (f) St. Joseph Hospital Tissue Bank and Indiana Cardiac Retrieval; it shall submit a report to the chairpersons of the Senate and House standing committees that have subject matter jurisdiction over health issues. At that time the chairpersons would review the report and recommend as to whether or not to continue distribution of the Fund money to the Foundation.

*Background Information:* Previously, the Department of Health had distributed money from the Fund to the Indiana Blood Center, the Bone Marrow and Organ Donor Fund, and the Indiana Donation Alliance Foundation. Under current statute for FY 2004, money was to be distributed to the Indiana Donation Alliance Foundation.

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** State Department of Health.

**Local Agencies Affected:**

**Information Sources:** State Budget Agency, Auditor's Data; Indiana Donation Alliance Foundation website; <http://www.indianadonationalliance.org>.

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